

PATENT

Attorney Docket No. ROC9200400005US1 (IBM/299)

CERTIFICATE OF ELECTRONIC TRANSMISSION

Confirmation No. 6113

I hereby certify that this correspondence for Application No. 10/777,870 is being electronically transmitted to Technology Center 2169 via EFS-WEB, on April 15, 2010.

/Scott A. Stinebruner/
Scott A. Stinebruner, Reg. No. 38,323

April 15, 2010
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dennis Steven DeLorme et al. Art Unit: 2169
Application No.: 10/777,870 Examiner: Paul Kim
Filed: February 12, 2004
For: METHOD FOR SUPPORTING MULTIPLE FILESYSTEM
IMPLEMENTATIONS

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed **January 15, 2010** finally rejecting claims **1-7 and 28-47**.

The item(s) checked below are appropriate:

1. Applicant hereby petitions for a month extension of time to reply to the final rejection.
 Check attached for the sum of \$.
 Please charge the sum of \$ to Credit Card per the attached Electronic Fee Sheet.
 Please apply extension of time fee to Deposit Account No. 23-3000.
2. X Appeal Fee: XXX Other than a small entity Fee: \$540.00
 Small Entity Status previously Requested and is still proper Fee: \$
 Small Entity Status Requested Fee: \$
3. X Payment: Check attached for the sum of \$.
 XXX Please charge the sum of \$540.00 to Credit Card per the attached Electronic Fee Sheet.
 Please charge the sum of \$ to Deposit Account 23-3000.
4. X Fee Deficiencies: If any other fees or extension of time is needed to complete this transaction or if a credit is due, please apply them to Deposit Account No. 23-3000.

Respectfully submitted,

Wood, Herron & Evans LLP
2700 Carew Tower
441 Vine Street
Cincinnati, Ohio 45202
Telephone: (513) 241-2324
Facsimile: (513) 241-6234

By: /Scott A. Stinebruner/
Scott A. Stinebruner
Reg. No. 38,323

Date: April 15, 2010